



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## Appendix A

### LRB BILL HISTORY RESEARCH APPENDIX

 The drafting file for 2013 LRB-1349/1 (For: Rep. Weininger)

has been copied/added to the drafting file for


**2013 LRB-2083** (For: Rep. Weininger)

 Are These "Companion Bills" ?? ... No



**RESEARCH APPENDIX -**  
**PLEASE KEEP WITH THE DRAFTING FILE**

Date Transfer Requested: 04/04/2013 (Per: MES)

 The attached draft was incorporated into the new draft listed above. For research purposes the attached materials were added, as a appendix, to the new drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

**2013 DRAFTING REQUEST**

**Bill**

Received: **1/25/2013** Received By: **mshovers**  
Wanted: **As time permits** Same as LRB:  
For: **Chad Weininger (608) 266-5840** By/Representing: **Kirsten**  
May Contact: Drafter: **mshovers**  
Subject: **Local Gov't - tax incr financing** Addl. Drafters:  
Extra Copies: **EVM**

Submit via email: **YES**  
Requester's email: **Rep.Weininger@legis.wisconsin.gov**  
Carbon copy (CC) to: **chad.weininger@legis.wisconsin.gov**

*fixed*

**Pre Topic:**

No specific pre topic given

**Topic:**

Require municipalities to approve a budget or hold a budget hearing on a tax incremental district (TID)

**Instructions:**

See attached. Require a muni to annually either approve a budget for each of its TIDs or hold a public hearing on the budget of each of its TIDs. Redraft 2011 LRB -2491/4

*for 1/2, fold in LRB-1347/1*

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 1/25/2013	scalvin 2/7/2013	phenry 2/8/2013	_____			
/1	<i>2/16/13</i>			_____	mbarman 2/8/2013		Local

*1/2 MES 2/8/13*

***LRB-1349***

2/8/2013 9:02:36 AM

Page 2

FE Sent For:

**<END>**

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Wrong

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**Topic:**

Require municipalities to approve a budget or hold a budget hearing on a tax incremental district (TID)

**Instructions:**

See attached. Require a muni to annually either approve a budget for each of its TIDs or hold a public hearing on the budget of each of its TIDs. Redraft 2011 LRB -2491/4

**Drafting History:**

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

1/1 mshovers 1/1 Sec 02/07/2013 2/1 ph 10 p  
1/1 MES 1/25/13

FE Sent For:

<END>

**Shovers, Marc**

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**From:** Seeman, Kirsten  
**Sent:** Tuesday, January 22, 2013 2:37 PM  
**To:** Shovers, Marc  
**Subject:** Drafting

Hi, Marc:

As I mentioned on the phone, Rep. Weininger would like to have LRB [REDACTED] and 2491/4 re-drafted from last session.

Thank you!

Kirsten Seeman  
Research Assistant  
Office of State Representative Chad Weininger  
4<sup>th</sup> Assembly District  
125 West, State Capitol  
608-266-1184 / [kirsten.seeman@legis.wi.gov](mailto:kirsten.seeman@legis.wi.gov)



State of Wisconsin  
2011 - 2012 LEGISLATURE

1349/1  
LRB-249174  
MES:VTS  
see

2013 ~~2014~~ BILL

D-NOTE

per

gem

- 1 AN ACT *to renumber and amend* 60.85 (8) (c); *to amend* 66.0602 (3) (dm) and  
2 66.1105 (6m) (c); and *to create* 60.85 (8) (c) 2. of the statutes; **relating to:**  
3 disseminating information about a tax incremental district's annual budget  
4 and value increment and increasing the amount that a political subdivision  
5 may add to its levy limit upon the dissolution of a tax incremental financing  
6 district.

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***Analysis by the Legislative Reference Bureau***

Generally, under current law, and subject to a number of exceptions, a city, village, town, or county (political subdivision) may not increase its levy by a percentage that exceeds its "valuation factor," which is defined as the greater of either 0 percent or the percentage change in the political subdivision's equalized value due to new construction, less improvements removed. The base amount of a political subdivision's levy, on which the levy limit is imposed, is the actual levy for the immediately preceding year.

Under one of the current law exceptions, if the Department of Revenue (DOR) does not certify a value increment for a tax incremental district (TID) as a result of the district's termination, the levy limit otherwise applicable to the political subdivision is increased by a certain amount.

Also under current law, once a TID has been created, DOR calculates the "tax incremental base" value of the TID, which is the equalized value of all taxable

**BILL**

property within the TID at the time of its creation. If the development in the TID increases the value of the property in the TID above the base value, a "value increment" is created. That portion of taxes collected on the value increment in excess of the base value is called a "tax increment."

Under the current law exception to the levy limit relating to DOR not certifying a value increment for a TID that is terminated, the allowable increase is an amount equal to the political subdivision's maximum allowable levy for the preceding year, multiplied by a percentage equal to 50 percent of the amount determined by dividing the terminated TID's value increment by the political subdivision's equalized value, as determined by DOR. This bill increases the percentage from 50 percent to 80 percent.

Also under current law, a political subdivision must annually prepare and make available to the public updated reports describing the status of each TID that exists in the political subdivision. Under this bill, the report must describe the financial status of each existing TID, including an itemized list of prior expenditures made for the TID and revenues received by the TID, as well as anticipated future TID-related expenditures and revenues.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           SECTION 1. 60.85 (8) (c) of the statutes is renumbered 60.85 (8) (c) 1. and  
2           amended to read:

3           60.85 (8) (c) 1. The town shall prepare and make available to the public updated  
4           annual reports describing the status of each existing tax incremental district,  
5           including expenditures and revenues. The town shall send a copy of the report to  
6           each overlying district by May 1 annually. Except as provided in subd. 2., the report  
7           shall also contain the most recent annual budget for each existing tax incremental  
8           district and an explanation of each district's value increment and how the value  
9           increment affects property taxes in the district.

10          SECTION 2. 60.85 (8) (c) 2. of the statutes is created to read:

11          60.85 (8) (c) 2. A town may decline to include in its report the most recent  
12          annual budget and the value increment explanation described in subd. 1., except

**BILL**

1 that if it does not include the budget the town shall hold a public hearing at which  
2 each such budget and the value increment explanation is discussed.

3 **SECTION 3.** 66.0602 (3) (dm) of the statutes is amended to read:

4 66.0602 (3) (dm) If the department of revenue does not certify a value  
5 increment for a tax incremental district for the current year as a result of the  
6 district's termination, the levy increase limit otherwise applicable under this section  
7 in the current year to the political subdivision in which the district is located is  
8 increased by an amount equal to the political subdivision's maximum allowable levy  
9 for the immediately preceding year, multiplied by a percentage equal to 50 80 percent  
10 of the amount determined by dividing the value increment of the terminated tax  
11 incremental district, calculated for the previous year, by the political subdivision's  
12 equalized value for the previous year, all as determined by the department of  
13 revenue.

14 **SECTION 4.** 66.1105 (6m) (c) of the statutes is amended to read:

15 66.1105 (6m) (c) The city shall prepare and make available to the public  
16 updated annual reports describing the financial status of each existing tax  
17 incremental district, including an itemized list of expenditures paid and revenues  
18 received in prior years, and anticipated expenditures to be paid, and revenues to be  
19 received, in future years. The city shall send a copy of the report to each overlying  
20 district by May 1 annually and shall present the report to the common council at a  
21 open meeting.

22 **SECTION 5. Initial applicability.**

23 (1) The treatment of section 66.0602 (3) (dm) of the statutes first applies to a  
24 levy that is imposed in December ~~2012~~ 2013

25

(END)

*(D-NOTED)  
to Rep. Weininger:  
If this bill is not enacted  
by approximately November 2013, the initial applicability  
provision will need to be advanced by one year.*

*MZJ*



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1349/1dn  
MES:sac:ph

February 8, 2013

Rep. Weininger:

If this bill is not enacted by approximately November 2013, the initial applicability provision will need to be advanced by one year.

Marc E. Shovers  
Managing Attorney  
Phone: (608) 266-0129  
E-mail: [marc.shovers@legis.wisconsin.gov](mailto:marc.shovers@legis.wisconsin.gov)



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1349/1  
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## 2013 BILL

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